

2011R00373/SUE/BAW/sc

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon. William J. Martini, U.S.D.J.
v.	:	Crim. No. 12-553 (WJM)
EDWARD M. DE SEAR,	:	<u>AFFIRMATION OF PUBLICATION</u>
Defendant.	:	

I, BARBARA A. WARD, pursuant to Title 28, United States Code, Section 1746, hereby affirm under the penalty of perjury:

That I am an Assistant United States Attorney in the Office of the United States Attorney for the District of New Jersey, and

That attached to this affirmation are the following:

(1) A true and correct copy of a Notice of Forfeiture of certain property in this action, to wit, the property listed in the Preliminary Order of Forfeiture (Final as to the Defendant) filed February 4, 2014 (Attachment 1), and

(2) An Advertisement Certification Report generated by the Consolidated Asset Tracking System maintained by the Department of Justice, which indicates that the aforementioned Notice was posted on an official government internet site (www.forfeiture.gov) for at least thirty (30) consecutive days, beginning on September 21, 2014, and ending on October 20, 2014, as

required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions (Attachment 2).

Dated: Newark, New Jersey
March 30, 2015

s/Barbara A. Ward

BARBARA A. WARD

Assistant United States Attorney

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY, CRIMINAL DIVISION
COURT CASE NUMBER: 12-00553; NOTICE OF FORFEITURE**

Notice is hereby given that on February 04, 2014, in the case of U.S. v. Edward M. DeSear, Court Case Number 12-00553, the United States District Court for the District of New Jersey entered an Order condemning and forfeiting the following property to the United States of America:

All of defendant's right, title, and interest in all visual depictions described in Title 18, United States Code, Sections 2251, 2251A, 2252, 2252A, 2252B, and 2260 that were produced, transported, shipped, distributed or received in violation of such sections; all property, real and personal, constituting or traceable to gross profits or other proceeds obtained from the offense charged in the Information; and all property, real and personal, used or intended to be used to commit or to promote the commission of the offenses charged in the Information, and all property traceable to such property, including the following computer and computer accessories(11-FBI-005927), which were seized from the defendant's residence in Saddle River, New Jersey on or about July 14, 2011, or were surrendered by the defendant to the government in Newark, New Jersey on or about December 19, 2013:

- (a) one black Sony Vaio laptop, Model PCG-652L, bearing serial number J002M1GN, with power cord;
- (b) one blue 30MB USB drive with key ring;
- (c) one Maxtor External Hard Drive, Model Maxtor One Touch III Mini, bearing serial number 2CAS07GD;
- (d) one Casio Exilm Digital Camera EX-2600, 6 Mega Pixel #1730825A, with docking station and power cord;
- (e) one CD with a yellow post-it note reading "De Sear [H.C.]/[C.C.] Aug. 2010";
- (f) one Giga Ware DVD with black lettering, "The Bike Shopper Menu Disc";
- (g) one Memorex DVD with a yellow post-it note reading, "[A.O.C.]"; and
- (h) one white Kingston Data Traveler 16GB thumb drive, bearing serial number CH4149736.

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file a Petition within 60 days of the first date of publication (September 21, 2014) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The petition

must be filed with the Clerk of the Court, Martin Luther King Federal Building & U.S. Courthouse, 50 Walnut Street, Room 4105, Newark, NJ 07101-0419, and a copy served upon Assistant United States Attorney Barbara A. Ward, 970 Broad Street,, Suite 700, Newark, NJ 07102. The petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between September 21, 2014 and October 20, 2014. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. Edward M. DeSear

Court Case No: 12-00553
For Asset ID(s): See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	09/21/2014	24.0	Verified
2	09/22/2014	23.9	Verified
3	09/23/2014	24.0	Verified
4	09/24/2014	24.0	Verified
5	09/25/2014	24.0	Verified
6	09/26/2014	23.6	Verified
7	09/27/2014	24.0	Verified
8	09/28/2014	24.0	Verified
9	09/29/2014	24.0	Verified
10	09/30/2014	23.8	Verified
11	10/01/2014	24.0	Verified
12	10/02/2014	24.0	Verified
13	10/03/2014	24.0	Verified
14	10/04/2014	24.0	Verified
15	10/05/2014	24.0	Verified
16	10/06/2014	23.9	Verified
17	10/07/2014	24.0	Verified
18	10/08/2014	24.0	Verified
19	10/09/2014	24.0	Verified
20	10/10/2014	24.0	Verified
21	10/11/2014	24.0	Verified
22	10/12/2014	24.0	Verified
23	10/13/2014	24.0	Verified
24	10/14/2014	24.0	Verified
25	10/15/2014	24.0	Verified
26	10/16/2014	24.0	Verified
27	10/17/2014	24.0	Verified
28	10/18/2014	24.0	Verified
29	10/19/2014	24.0	Verified
30	10/20/2014	24.0	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.